

IC 6-1.1-30

Chapter 30. General Provisions Concerning the Department of Local Government Finance

IC 6-1.1-30-1

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-1.1

Department of local government finance established; commissioner

Sec. 1.1. (a) The department of local government finance is established.

(b) The governor shall appoint an individual with appropriate training and experience as commissioner of the department. The commissioner:

- (1) is the executive and chief administrative officer of the department;
- (2) may delegate authority to appropriate department staff;
- (3) serves at the pleasure of the governor; and
- (4) is entitled to receive compensation in an amount set by the governor, subject to approval by the budget agency.

As added by P.L.198-2001, SEC.66. Amended by P.L.178-2002, SEC.36.

IC 6-1.1-30-2

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-3

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-4

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-5

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-6

Records

Sec. 6. The department of local government finance shall keep a record of its proceedings and orders. The department of local government finance's record is a public record. A copy of the appropriate portion of the record is sufficient evidence in all courts or proceedings to prove an action, rule, or order of the department of local government finance if the copy is:

- (1) certified by the commissioner of the department; and

(2) attested to by the deputy commissioner of the department.
(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.198-2001, SEC.67.

IC 6-1.1-30-6.5

Appointment of commissioner of department of local government finance

Sec. 6.5. The governor shall appoint an individual with appropriate training and experience as commissioner of the department of local government finance. The commissioner is the executive and chief administrative officer of the department. The commissioner:

- (1) may delegate authority to appropriate department staff;
- (2) serves at the governor's pleasure; and
- (3) is entitled to receive compensation in an amount set by the governor, subject to approval by the budget agency.

As added by P.L.90-2002, SEC.217.

IC 6-1.1-30-7

Deputy commissioner

Sec. 7. The commissioner shall appoint an individual to serve as deputy commissioner of the department of local government finance. However, the appointment must be approved by the governor. The deputy commissioner shall subscribe to an oath to faithfully discharge the duties assigned to the deputy commissioner either by law or by the commissioner.

(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.198-2001, SEC.68.

IC 6-1.1-30-8

Employees; compensation

Sec. 8. (a) To properly and efficiently perform its duties, the department of local government finance may employ assistants, clerks, stenographers, field representatives, and supervisors.

(b) Each employee of the department of local government finance shall receive an annual salary to be fixed in the manner prescribed in IC 4-12-1-13. In addition, each employee shall receive the same mileage and travel allowances that other state employees receive.

(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.198-2001, SEC.69.

IC 6-1.1-30-9

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-10

Delegation of powers and duties

Sec. 10. The commissioner may delegate to a field representative or supervisor the powers of the department of local government finance with respect to any duty of the department.

(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.198-2001,

SEC.70.

IC 6-1.1-30-11

Repealed

(Repealed by P.L.198-2001, SEC.122.)

IC 6-1.1-30-12

Review by field representative or supervisor

Sec. 12. (a) With respect to a review conducted by a field representative or supervisor under section 10 of this chapter, the field representative or supervisor shall submit a written report of findings of fact and conclusions of law to the department of local government finance.

(b) Except as provided in IC 6-1.1-15, after reviewing the report, the department of local government finance may take additional evidence or hold additional hearings.

(c) The department of local government finance shall base its final decision on the report, any additional evidence taken by the department, and any records that the department considers relevant.
(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.6-1997, SEC.100; P.L.198-2001, SEC.71.

IC 6-1.1-30-13

Subpoenas; oaths

Sec. 13. In order to obtain information that is necessary to the conduct by the department of local government finance of a necessary or proper inquiry, the department of local government finance or a department special representative, may:

- (1) subpoena and examine witnesses;
- (2) administer oaths; and
- (3) subpoena and examine books or papers which are in the hands of any person.

(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by P.L.6-1997, SEC.101; P.L.198-2001, SEC.72.

IC 6-1.1-30-14

Powers and duties of department

Sec. 14. (a) The department of local government finance:

- (1) shall see that the property taxes due this state are collected;
- (2) shall see that the penalties prescribed under this article are enforced;
- (3) shall investigate the property tax laws and systems of other states and countries; and
- (4) may recommend changes in this state's property tax laws to the general assembly.

(b) The department of local government finance shall see that personal property assessments are correctly and completely reported by annually conducting audits of a sampling of personal property assessment returns throughout the state. Audits under this subsection shall be conducted by department personnel.

(Formerly: Acts 1975, P.L.47, SEC.1.) As amended by Acts 1978,

P.L.6, SEC.11; P.L.198-2001, SEC.73.

IC 6-1.1-30-14.5

Payment for services provided by professionals

Sec. 14.5. The department of local government finance shall adopt rules under IC 4-22-2 to limit the basis of payment for services provided by all professionals, including but not limited to attorneys, architects, and construction managers, who work on capital projects, to a fee for service agreement and may not adopt a rule authorizing the basis of payment for the services to be a percentage of the cost of the capital project.

As added by P.L.25-1995, SEC.53. Amended by P.L.198-2001, SEC.74.

IC 6-1.1-30-15

Repealed

(Repealed by P.L.3-1997, SEC.477.)